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TC 1700



Docket No.: 0524-2769-0 PCT (134138US0PCT)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 08/894,156

Applicants: Bernd BRUCHMANN, et al.

Filing Date: August 15, 1997

CPA FILED: October 21, 2002

For: PREPARATION OF BIURET-CONTAINING
POLYISOCYANATES

Group Art Unit: 1711

Examiner: Sergent

SIR:

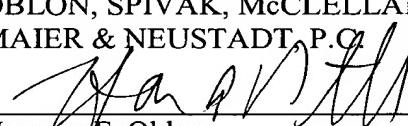
Attached hereto for filing are the following papers:

REQUEST FOR RECONSIDERATION; TABLES 1 AND 2

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF : :

BERND BRUCHMANN ET AL : GROUP ART UNIT: 1711

SERIAL NO: 08/894,156 : :

FILED: AUGUST 15, 1997 : EXAMINER: SERGENT

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FOR: PREPARATION OF
BIURET-CONTAINING
POLYISOCYANATES

REQUEST FOR RECONSIDERATION

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Office Action March 25, 2003, Applicants respectfully request reconsideration of the above-identified application in view of the following remarks.

Claims 1-5 and 8-18 remain pending in the application.

REMARKS

The rejection of Claims 1-5, 8-11 and 13-15 on grounds of *res judicata* is respectfully traversed. As discussed in the amendment filed March 11, 2003, the presently-claimed subject matter was not before the Board of Patent Appeals and Interferences (Board) when it rendered its decision dated August 21, 2002 (Decision). Therefore, even in the absence of additional evidence, no *res judicata* applies herein.

In the Office Action, the Examiner finds that the present claims raise the "same